

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WISCONSIN

DIRECTV, LLC, a California limited liability
company,

Plaintiff,

-against-

WAYNE GARSKI, Individually, and as officer,
director, shareholder and/or principal of
TOMEKS TAVERN LLC, d/b/a TOMEK'S
TAVERN,

and

TOMEKS TAVERN LLC, d/b/a TOMEK'S
TAVERN,

Defendants.

STATE OF NEW YORK :
: SS.:
COUNTY OF ULSTER :

AFFIDAVIT IN SUPPORT OF
REQUEST FOR DEFAULT

Civil Action No. 3:12-CV-00790-SLC

JULIE COHEN LONSTEIN, being duly sworn, deposes and says:

1. That I am the attorney for plaintiff, **DIRECTV, LLC**, in the above referenced matter and I am admitted to practice in this Court. I am fully familiar with all the facts, circumstances and proceedings heretofore had herein.

2. This action was commenced pursuant to 47 U.S.C. §605, *et seq.* A copy of the Summons and Complaint was served on Defendants, WAYNE GARSKI and TOMEKS TAVERN LLC, d/b/a TOMEK'S TAVERN, as set forth in the proofs of service which were filed on December 10, 2012, via ECF Document numbers 4 and 5.

3. The time within which any of the Defendants may answer or otherwise move with

respect to the Complaint herein has expired. Defendants, WAYNE GARSKI, Individually, and as officer, director, shareholder and/or principal of TOMEKS TAVERN LLC, d/b/a TOMEK'S TAVERN, and TOMEKS TAVERN LLC, d/b/a TOMEK'S TAVERN, have not answered or otherwise moved with respect to the Complaint; and the time for the Defendant(s) to do so has not been extended.

4. Said Defendant(s) are not infants or incompetents. Upon information and belief, Defendant(s) are not presently in the military service of the United States.

WHEREFORE, Plaintiff **DIRECTV, LLC**, requests that the default of the defendants, WAYNE GARSKI, Individually, and as officer, director, shareholder and/or principal of TOMEKS TAVERN LLC, d/b/a TOMEK'S TAVERN, and TOMEKS TAVERN LLC, d/b/a TOMEK'S TAVERN, be noted and that judgment be entered in favor of plaintiff and against defendants in the manner stated herein.

Dated: February 15, 2013
Ellenville, NY 12428

/s/ Julie Cohen Lonstein
Julie Cohen Lonstein

Sworn to before me this 15th
day of February 2013

/s/ April Draganchuk
April Draganchuk
Notary Public State of New York
Registration No. 4945872
Residing in Ulster County
My Commission Expires Jan. 27, 2015